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Attorneys for Defendants
UNITED AIR LINES, INC.

Additional Counsel Appear on Signature Page

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

MATTHEW GRAHAM,
individually and on behalf of all those
similarly situated,

Plaintiff,

v.

BRITISH AIRWAYS PLC, VIRGIN
ATLANTIC AIRWAYS LIMITED, and
UNITED AIR LINES, INC.,

Defendants.

CASE NO. CV 06-03959-EMC

**STIPULATION PURSUANT TO
LOCAL RULE 6-1 TO EXTEND
TIME TO RESPOND TO
COMPLAINT ; ORDER**

Pursuant to Local Rule 6-1, in light of the transfer motion now pending
before the Judicial Panel on Multidistrict Litigation (“JPML”) captioned *In re*
International Air Transportation Surcharge Antitrust Litigation, MDL Docket No.
1793, Plaintiff Matthew Graham (“Plaintiff”) and Defendants British Airways Plc,

1 Virgin Atlantic Airways Limited, and United Air Lines, Inc. (collectively, the
2 “Defendants”), through their respective counsel, hereby stipulate and agree as
3 follows:
4

5 IT IS HEREBY STIPULATED AND AGREED that Defendants’ time to
6 answer, move or otherwise plead is enlarged until the later of (1) the date when the
7 Defendants would otherwise be required to file a response pursuant to Federal Rule
8 of Civil Procedure 12, or (2) 45 days after the JPML rules on the pending motion
9 and consolidates each related action in a single court, and a consolidated complaint
10 is filed by all plaintiffs in the single transferee Court and served on Defendants.

11 IT IS FURTHER STIPULATED AND AGREED that each defense counsel
12 designated below shall accept service on behalf of the Defendant represented by
13 each such counsel of all complaints in the above-captioned matter, including any
14 amended or consolidated complaints, and further, that such Defendant shall not
15 contest sufficiency of process or service of process. This Stipulation does not
16 constitute a waiver of any other defense including, but not limited to, the defenses
17 of lack of personal or subject matter jurisdiction or improper venue. Nothing in
18 this paragraph shall obligate any Defendant to answer, move or otherwise respond
19 to any complaint until the time provided in the preceding paragraph. The above
20 notwithstanding, should any Defendant, except pursuant to court order, respond to
21 any complaint in a related matter filed in another United States District Court prior
22 to the date contemplated by this stipulation, then such Defendant shall make a
23 simultaneous response to the complaint in the above-captioned matter.

24 Respectfully submitted,
25
26
27
28

1 Dated: July 24, 2006

THE GARCIA LAW FIRM

2 /s/

3 Sarina M. Hinson (SBN 228255)
4 Stephen M. Garcia (SBN 123338)
5 THE GARCIA LAW FIRM
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Attorneys for Plaintiff Matthew Graham

10 Dated: July 24, 2006

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11 /s/

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Attorneys for Defendant United Air Lines, Inc.

23 Dated: July 24, 2006

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24 /s/

25 Brendan P. Cullen (SBN 194057)
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Attorneys for Defendant British Airways Plc

Dated: July 24, 2006

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/s/

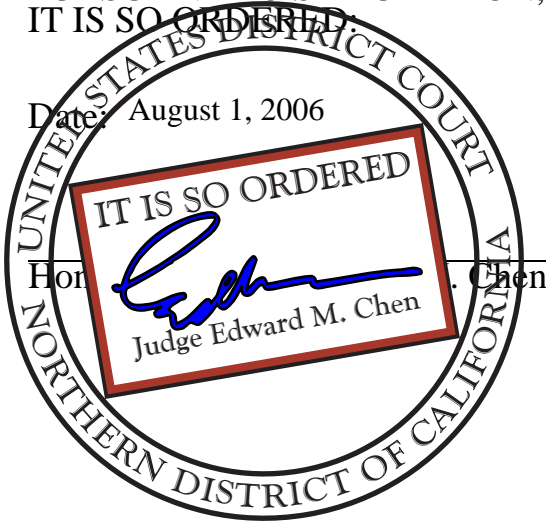
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*Attorneys for Defendant Virgin Atlantic
Airways Limited*

PURSUANT TO STIPULATION,
IT IS SO ORDERED.

Date: August 1, 2006



PROOF OF SERVICE

I am employed in Santa Clara County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is Two Palo Alto Square, Suite 300, Palo Alto, California 94306-2112.

On July 24, 2006, I served the foregoing document(s) described as **U.S.**

STIPULATION PURSUANT TO LOCAL RULE 6-1 TO EXTEND TIME TO RESPOND TO COMPLAINT

on each interested party, as follows:

- ☐ by transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m.
- ☒ by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at Palo Alto, California addressed as set forth below.
- ☐ by placing the document(s) listed above in a sealed facsimile & U.S. Mail envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a facsimile & U.S. Mail agent for delivery.
- ☐ by personally delivering the document(s) listed above to the person(s) at the address(es) set forth below.

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1 Charles E. Koob
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4 New York, NY 10017

5 I declare under penalty of perjury under the laws of the United States of
6 America that the above is true and correct.

7 Executed on July 24, 2006, at Palo Alto, California.

8 /s/ _____
9 Shana M. Ryan